

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RICHARD WOJTCZAK,
Plaintiff,

v.

PENNSYLVANIA, DEP'T
OF CORRECTIONS, et al.
Defendants,

No. 1:01-CV-1163

(Judge Rambo)

(Magistrate Judge Mannion)

(Electronically Filed)

FILED
WILKES BARRE

MAR - 2 2004

MARY E. D'ANDREA, CLERK
Per DEPUTY CLERK

ORDER

AND NOW, this 2nd day of March, 2004, upon consideration of the motion of defendants Pennsylvania Department of Corrections, Beard, Kyler, Yarger, Everhart, and Walters, (hereinafter "the Commonwealth defendants"), for leave to respond to the surreply brief entitled "Plaintiff's Response to Defendant's Brief In Support of a Motion For Summary Judgement [sic] – Motion to Dismiss (Part 2)," it is hereby **ORDERED** that the Commonwealth defendants motion is **GRANTED**. Commonwealth defendants' brief shall be limited to the new matter raised in plaintiff's surreply brief and no additional briefs may be filed by either party. Commonwealth defendants' brief shall be filed on or before 3-2, 2004.

BY THE COURT:


MALACHY E. MANNION
United States Magistrate Judge